

INDIANA PHYSICAL THERAPY COMMITTEE

February 15, 2012

MINUTES

- I.** Mrs. Mary Bennett, P.T. called the meeting to order at 10:15 a.m. in Conference Center Room 1 of the Indiana Government Center South, 302 W. Washington Street, Indianapolis, IN 46204. A quorum was established.

Members Present:

Mary Bennett, P.T., Chair
Megan Certo, P.T., Member
Maria Fletcher, M.D., Member

Members Absent:

Deborah Reed, P.T, Member

State Officials Present:

Tasha Coleman, Board Director, Indiana Professional Licensing Agency
Andre Phillips, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Board Advisory Council, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

Certo/Fletcher
3/0/0 Motion carried

III. ADOPTION OF THE MINUTES FROM THE DECEMBER 7, 2011 MEETING OF THE COMMITTEE

A motion was made and seconded to adopt the Minutes from the December 7, 2011 meeting, as amended.

Fletcher/Certo
3/0/0 Motion carried

IV. PROBATIONARY PERSONAL APPEARANCES

- A.** Sherri Jo Groce did personally appear before the Committee as per her probationary order. The Committee received reports from the addictionologist, all urine drug screens to date have been negative; she is receiving screens on a monthly basis. She has moved forward from step 4 to 5 in her 12 step program. Ms. Groce's employer asked if he has to accompany her on home visits once monthly, or if the nurse or another practitioner in the home could evaluate. Per the order, the employer must accompany her.

V. PERSONAL APPEARANCES

- A. Ronald Cole** did personally appear before the Committee to answer questions regarding his positive response application for licensure as a physical therapist by endorsement. Mr. Cole's Kentucky license is currently on probation. Based on the application and testimony a motion was made and seconded to grant the license on probation. Terms of probation will include quarterly personal reports, as well as copies of the quarterly reports that the Kentucky board issues. He may not request termination of probationary status until after he has successfully completed his Kentucky probationary period.

Certo/Fletcher
3/0/0 Motion carried

VI. ADMINSTRATIVE HEARINGS

- A. In the matter of the license of Sharon Ann Rohrman**
Cert. Number 06000846A
Administrative Cause Number: 2011 PTC 0008
Re: Complaint

Parties and Counsel Present:
Darren Covington, DAG
Sharon Ann Rohrman, PTA

Witnesses:
Sharon Ann Rohrman, PTA
Karen Culler
Karen Roy

Participating Committee Members:
Mary Bennett, P.T., Member
Megan Certo, P.T., Member
Maria Fletcher, M.D., Member

Court Reporter:
Susan Hessman

Case Summary: The Committee received a complaint against the Respondent on December 13, 2011 which stated that she had been terminated from her employment for billing for services that were not provided and for destroying medical records by deleting entries. Respondent failed to report the termination on her 2010 renewal.

Disposition: Based on testimony and documentation reviewed a motion was made and seconded to fine Ms. Rohrman's certification to practice in the amount of \$750.00 for having been involved in renewal, billing and documentation fraud and to require that she complete continuing education in the area of ethics and documentation and to have requested approval from the Committee for the courses within six (6) months of the date of the order. Ms. Rohrman must pay the fine within six (6) months of the date of the final order.

Certo/Fletcher
3/0/0 Motion carried

B. In the matter of the certification of Kelly Jo Evert
Cert. Number 06002151A
Administrative Cause Number: 2011 PTC 0004
Re: Complaint/Proposed Settlement

Parties and Counsel Present:
Darren Covington, DAG

Witnesses:
None

Participating Committee Members:
Mary Bennett, P.T., Member
Megan Certo, P.T., Member
Maria Fletcher, M.D., Member

Court Reporter:
None

Case Summary: The Committee received a complaint against the Respondent on May 24, 2011 and an amended complaint on September 2, 2011 which stated that the Respondent had treated 35 patients multiple times prior to the patients being seen by her supervising PT supervisor and after her supervisor discontinued the supervision relationship.

Disposition: A motion was made and seconded not to accept the settlement agreement as written. The Committee has asked DAG Covington to renegotiate the settlement to extend probation to three (3) years, fine \$5,000, and require quarterly personal appearances.

Certo/Fletcher
3/0/0 Motion carried

B. In the matter of the certification of Elizabeth Anne Rutledge
Cert. Number 06002527A
Administrative Cause Number: 2012 PTC 0001
Re: Complaint/Proposed Settlement

Parties and Counsel Present:
Darren Covington, DAG

Witnesses:
None

Participating Committee Members:
Mary Bennett, P.T., Member
Megan Certo, P.T., Member
Maria Fletcher, M.D., Member

Court Reporter:
None

Case Summary: The Committee received a complaint against the Respondent on January 11, 2011 which stated that the Respondent had been disciplined in the State of Ohio for working on an expired license. When Respondent renewed her Ohio license she failed to report that she had worked on an expired license for 5 days.

Disposition: A motion was made and seconded to approve the settlement agreement as written, which shall include a letter of reprimand.

Certo/Fletcher
3/0/0 Motion carried

VII. APPLICATION REVIEW

- A. **Donna Hopkins:** The Committee reviewed the application and transcripts submitted by Donna Hopkins. The school that she attended has since closed and the school could not locate her official transcripts. Ms. Hopkins was able to obtain transcripts from her original state of licensure. A motion was made and seconded to approve the application of Donna Hopkins by endorsement.

Fletcher/Certo
4/0/0 Motion carried

VIII. DISCUSSION

- A. **Probation Report by Megan Certo:** All of the probationers are in compliance with the exception of:
- Larry Hall, whose probation started the date that he started his job, will need to submit his order which has been signed by his employer (Jackson Therapy Services). The IPLA staff will send a friendly reminder to Mr. Hall to have his employer submit the signed order within 10 days of the date of his employment.
- B. **Continuing Competency Rule.** A motion was made and seconded to accept the January 12, 2012 version of the continuing competency rule and to submit that version to the MLB for a cursory review at their March meeting. Mary Bennett and Dr. Fletcher will appear before the MLB in March to answer any questions they may have about the rule, any recommended revisions will be made after that meeting. Should there be no significant changes to the rule which need a formal vote of the Committee Tasha Coleman will submit the Notice of Intent and memo to IPLA to request permission to officially start the rule process.

Certo/Fletcher
3/0/0 Motion carried

- C. **ADA Accommodation Standards:** The Committee received notification from the FSBPT that there were changes to the ADA Accommodation Standards. Based on a case where an applicant has sued because she was denied special accommodations. The 2nd Circuit Court ruled that she had not been given "reasonable accommodations". Indiana does not have this issue at this time; however they are taking note and watching for any changes that may affect Indiana.
- D. **PT/INR Monitoring:** The Committee received an email requesting information on the appropriateness of a PT doing INR monitoring (PT/INR is a lab instrument). PT's do not make recommendations about medications that affect the coagulation of the blood. INR can get

instant results but they should be done in a separate facility and the PT should have the results sent to them. Currently this test is being done another way and it needs to be done in a controlled setting. The writer of the email asked if this practice falls under the PT scope of practice, the Committee's response will be to instruct them to review the statutes and rules and make their own determination as to whether or not this practice falls within the scope and is covered in the statutes and rules.

- E. **OAG Consumer Compliant Report:** DAG Darren Covington gave the Committee the current consumer complaint report. At the beginning of the year there were 11 open complaints (which included 4 from the end of 2011), 2 new complaints were opened, 4 have been closed, 1 administrative complaint has been filed and 4 consumer complaints have been closed.

IX. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana Physical Therapy Committee adjourned at 1:30 pm.


Mary Bennett, PT